

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

In the Matter of)	
)	
BERNICE ROBERTS, D.O.)	PROBATION ORDER
)	
Holder of License No. 2339 for)	
the Practice of Osteopathic)	
<u>Medicine in the State of Arizona.</u>)	

This matter having come on regularly for informal interview before the Arizona Board of Osteopathic Examiners in Medicine and Surgery on the 5th day of January, 1990, the licentiate, BERNICE ROBERTS, D.O. holder of License No. 2339 for the practice of osteopathic medicine in the State of Arizona, being duly noticed and appearing in person, and the Arizona Board of Osteopathic Examiners in Medicine and Surgery having conducted its informal interview of the licentiate and having afforded the licentiate an opportunity to be heard on the issues before it, and having considered all the material evidence in the matter, and being fully advised, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

I

The Arizona Board of Osteopathic Examiners in Medicine and Surgery is the duly constituted authority for the regulation and control of the practice of osteopathic medicine in the State of Arizona.

II

BERNICE ROBERTS, D.O., is the holder of License No. 2339 for the practice of osteopathic medicine in the State of Arizona.

III

BERNICE ROBERTS, D.O. admits to an alcohol abuse problem.

IV

BERNICE ROBERTS, D.O. has completed a treatment program for alcohol abuse.

CONCLUSIONS OF LAW

V

The Arizona Board of Osteopathic Examiners in Medicine and Surgery has jurisdiction over the subject matter hereof and over the licentiate pursuant to A.R.S. §32-1803 and 32-1855.

VI

The conduct of BERNICE ROBERTS, D.O. described in Paragraph III and IV above constitutes unprofessional conduct as the term is defined in ARS§32-1854.A.3, habitual intemperance in the use of alcohol.

VII

Grounds exist under A.R.S. §32-1855 to take disciplinary action against BERNICE ROBERTS, D.O.

ORDER

IT IS THEREFORE ORDERED that BERNICE ROBERTS, D.O. be and hereby is placed on probation for a period of 3 years under the following terms and conditions:

1. Practitioner shall refrain from the use of all illicit drugs and shall not take prescription drugs, except under emergency circumstances, unless prescribed by a licensed physician in a lawful course of treatment with written notification to the Board by the treating physician on a form provided by the Board. The only over-the-counter meds allowed without notification are aspirin and tylenol.

2. Practitioner shall not consume alcoholic beverages.
3. Practitioner is to attend at least 5 AA/NA meetings per week and keep a log of attendance to be signed by the Chair of each meeting.
4. Practitioner is to maintain a sponsor.
5. Practitioner is to appear before the Board upon request.
6. Practitioner shall continue in the Physicians' Monitored Aftercare Program.
7. Practitioner shall submit to random biological fluid drug screens upon request by the Board or its designee.
8. Practitioner shall bear the cost of compliance with this Order.
9. Practitioner must comply with all the statutes and rules and regulations of the Board.
10. If Practitioner should fail to comply with all terms and conditions of this Order, the Board may, after Constitutionally mandated notice and due process have been met, immediately suspend License No. 2339 issued to BERNICE ROBERTS, D.O., provided, however, that Practitioner shall be entitled to a subsequent hearing before the Board concerning only the issue of whether the terms of this Order have been violated.

ENTERED and effective this 5th day of January, 1990.

ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

By

Mary L. Tucker
Mary L. Tucker
Executive Director

I have reviewed the foregoing Probation Order and Stipulation and stipulate thereto.

Bernice Roberts D.O. 1-29-90

Bernice Roberts, D.O.